

REMARKS

Status of the Application

Claims 1-12 and 14-16 are pending. Of the pending claims, claim 3 has been withdrawn from consideration. Claims 1, 2, 4, 8, 9 and 10 are rejected. Claims 5-7, 11 and 12 are objected to. Claims 14-16 are allowed.

Claim Rejections Under 35 U.S.C. § 112

Claim 8 has been amended under 37 CFR § 1.116 to eliminate the indefiniteness. This amendment does not raise new issues that require further consideration and/or search.

Claim Rejections Under 35 U.S.C. § 102

The Examiner rejected Claims 1, 4 and 9 as being anticipated by Frankel 5,471,809. In response, applicants have cancelled claims 1, 4 and 9.

Claim Rejections - 35 U.S.C. § 103

The Examiner rejected claims 2 and 10 as being unpatentable over Frankel 5,471,809 in view of Official Notice that "spiral paperboard is old, obvious and well known in many arts." Claims 2 and 10 have been cancelled.

Allowable Subject Matter

As suggested by the Examiner, claims 5-7, 11 and 12 have been rewritten in independent form. Claim 8 also has been rewritten to overcome the § 112 rejection.

Applicants note with appreciation Examiner's statement that claims 14-16 are allowed.

Summary

Applicants respectfully submit that claims 5-8, 11-12 and 14-16 are in condition for allowance. Applicant requests that this amendment be entered, and that claims 5-8, 11-12 and 14-16 be allowed.

Respectfully submitted,



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